

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OHIO

FILED

JUN 24 2019

CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF OHIO
CLEVELAND

Jerrold G. Thomas
2400 Orange Avenue (General Delivery)
Cleveland, Ohio 44101
Email: jerroldthomas@yahoo.com
(Plaintiff)

Case No.

1:19 CV 01447

Vs.

Taco Bell Corporate Office
1 Glen Bell Way
Irvine, California 92618

Taco Bell Cantina
200 Euclid Avenue Cleveland, Ohio 44114
(Defendants)

Judge: JUDGE POLSTER

Complaint

I am filing a complaint with the courts over a dispute on a visit to Taco Bell restaurant on March 9, 2019 around 8:40am at the location 200 Euclid Avenue Cleveland, Ohio 44114(Downtown Cleveland, Ohio). The final result of the dispute with General Manager Faith Phelps later escalated to me going to jail for "Aggravated Menacing and Criminal Trespassing". I am very upset at this point this happened along with me calling Taco Bell Corporate Offices several different times to seek a resolution to this issue. It was told to me by 2-3 Taco Bell representatives that a District Manager was supposed to contact me back about these allegations. But they continue to give me a hard time and not call me back, so a complaint to the courts is proper at this point.

I was called several names by General Manager Faith Phelps including a Homeless man, A Black Homeless man, A broke man, and along with her making a false/not true statement that I said to her "I was going to shoot her" while there at the restaurant. She also never asked me to leave the restaurant period for whatever reasons she's (Faith Phelps General Manager) saying she did. I do not know why she gave me this hard of a time but she is far out of line when handling customers such as myself when

quietly and calmly complaining about bad service along with my food not being prepared correctly. I am also now and the time this happened was searching for employment and now this happened and now being a bearing from my employment along with me suffering when I am in the area of Taco Bell going to other restaurants to eat let alone just riding bye. Also I have been on a housing waitlist with CMHA (CUYAHOGA METROPOLITAN HOUSING AUTHORITY) for about a year and was sent a letter from them for an appointment around the time these events happened. I am now put back on the waiting list because I missed the appointment and possibly have to wait possibly close to another year when speaking to them about this and could hurt my living arrangements when I do go for an interview for housing. I feel at this point a representative from Taco Bell should have been reached back out to me about this for me to seek an explanation/resolution of why this happened and what disciplinary actions took place behind this to the staff on that shift upon me going to Taco Bell on 3/9/2019. Faith Phelps along with their entire staff gave me a hard time in which I was threatened first by General Manager Faith Phelps and her behavior towards me.

This is far unacceptable from an employee to a customer especially when complaining about a problem that should get her attention with being a General Manager, which is more difficult being a higher level superior given a title of General Manager and talking to me in this manner along with the allegations she stated was not true at all. I feel she General Manager Faith Phelps and her staff done this purposely because the past two days prior to March 9,2019 the day of the incident I tried coming there for Breakfast and they gave me a hard time which was odd as well which I can elaborate on at a time necessary. At this time I have not came up with a disclosed amount or relief of damages at this time. But as stated before it is effecting my employment along with visits passing the area. But I am asking for my Complaint to be heard in Court and will have a relief for damages upon continuation in court or the court asks for a briefing. The company Taco Bell did violate some of my Civil Rights as a customer while eating there and ask the court to understand this.

Respectfully Submitted,

Jerrold G. Thomas
2400 Orange Avenue (General Delivery)
Cleveland, Ohio 44101

Jerrold G. Thomas
Address: 2400 Orange Avenue (General Delivery)
Cleveland, Ohio 44101
Phone: 216-288-0066
Email: jerroldthomas@yahoo.com

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO**

I.

Civil Categories: (Please check one category only).

1. General Civil
2. Administrative Review/Social Security
3. Habeas Corpus Death Penalty

*If under Title 28, §2255, name the SENTENCING JUDGE: _____

CASE NUMBER: _____

II. RELATED OR REFILED CASES. See LR 3.1 which provides in pertinent part: "If an action is filed or removed to this Court and assigned to a District Judge after which it is discontinued, dismissed or remanded to a State court, and subsequently refiled, it shall be assigned to the same Judge who received the initial case assignment without regard for the place of holding court in which the case was refiled. Counsel or a party without counsel shall be responsible for bringing such cases to the attention of the Court by responding to the questions included on the Civil Cover Sheet."

This action: is RELATED to another PENDING civil case is a REFILED case was PREVIOUSLY REMANDED

If applicable, please indicate on page 1 in section VIII, the name of the Judge and case number.

III. In accordance with Local Civil Rule 3.8, actions involving counties in the Eastern Division shall be filed at any of the divisional offices therein. Actions involving counties in the Western Division shall be filed at the Toledo office. For the purpose of determining the proper division, and for statistical reasons, the following information is requested.

ANSWER ONE PARAGRAPH ONLY. ANSWER PARAGRAPHS 1 THRU 3 IN ORDER. UPON FINDING WHICH PARAGRAPH APPLIES TO YOUR CASE, ANSWER IT AND STOP.

(1) Resident defendant. If the defendant resides in a county within this district, please set forth the name of such county

COUNTY:

Corporation For the purpose of answering the above, a corporation is deemed to be a resident of that county in which it has its principal place of business in that district.

(2) Non-Resident defendant. If no defendant is a resident of a county in this district, please set forth the county wherein the cause of action arose or the event complained of occurred.

COUNTY:

(3) Other Cases. If no defendant is a resident of this district, or if the defendant is a corporation not having a principle place of business within the district, and the cause of action arose or the event complained of occurred outside this district, please set forth the county of the plaintiff's residence.

COUNTY:

IV. The Counties in the Northern District of Ohio are divided into divisions as shown below. After the county is determined in Section III, please check the appropriate division.

EASTERN DIVISION

<input type="checkbox"/>	AKRON
<input checked="" type="checkbox"/>	CLEVELAND
<input type="checkbox"/>	YOUNGSTOWN

(Counties: Carroll, Holmes, Portage, Stark, Summit, Tuscarawas and Wayne)
(Counties: Ashland, Ashtabula, Crawford, Cuyahoga, Geauga, Lake, Lorain, Medina and Richland)
(Counties: Columbiana, Mahoning and Trumbull)

WESTERN DIVISION

<input type="checkbox"/>	TOLEDO
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(Counties: Allen, Auglaize, Defiance, Erie, Fulton, Hancock, Hardin, Henry, Huron, Lucas, Marion, Mercer, Ottawa, Paulding, Putnam, Sandusky, Seneca, Van Wert, Williams, Wood and Wyandot)